

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 ELIZABETH CARLEY,

5 Petitioner

6 vs.

7 WARDEN NEVENS, et al.,

8 Respondents
9

Case No. 2:16-cv-02227-JAD-PAL

ORDER

ECF No. 21, 23

10 Petitioner has filed an amended petition (ECF No. 12). The court has reviewed it in
11 accordance with Rule 4 of the Rules Governing Section 2254 Cases in the United States District
12 Courts. The court will direct respondents to file a response.

13 Petitioner also has filed a motion for leave to file exhibits under seal (ECF No. 21) and a
14 motion to partially waive Local Rule IA 10-3(e) (ECF No. 23). The court finds good cause and
15 grants these motions.

16 **IT IS THEREFORE ORDERED** that respondents have until July 20, 2017, to answer
17 or otherwise respond to the amended petition (ECF No. 12). Respondents must raise all potential
18 affirmative defenses in the initial responsive pleading, including lack of exhaustion and
19 procedural default. Successive motions to dismiss will not be entertained. If respondents file
20 and serve an answer, they must comply with Rule 5 of the Rules Governing Section 2254 Cases
21 in the United States District Courts, and then petitioner will have 45 days from the date on which
22 the answer is served to file a reply. If respondents file a motion, then the briefing schedule of
23 Local Rule LR 7-2 will apply.

24 Good cause appearing, IT IS FURTHER ORDERED that petitioner's motion for leave to
25 file exhibits under seal **(ECF No. 21) is GRANTED.**

26 Good cause appearing, IT IS FURTHER ORDERED that petitioner's motion to partially
27 waive Local Rule IA 10-3(e) **(ECF No. 23) is GRANTED.**

28 DATED: June 5, 2017


Jennifer A. Dorsey
United States District Judge